

ALMIRALL JURORS SUSPENDED 3 YEARS

Grand Jury Board Disciplines Hunters for 'Over-shadowing Crime.'

MOST UNUSUAL ACTION

In Session Three Years and Got One Conviction, Costing \$100,000.

FUNDS WASTED, IS CHARGE

Panelled to Curb Radicals It Tackled Hylan, the I. R. T. and Other Subjects.

The members of the Extraordinary Grand Jury of 1919, of which Raymond F. Almira was foreman, and which was known as the Almira Grand Jury, were barred by the Grand Jury Board yesterday from further service as grand jurors for a term of three years. The charges on which the action of the board, was based were that the Almira jury had wasted public funds and misused its powers. Formal report of the proceedings of the board, it was said yesterday, will not be made until next Monday.

The members of the board who attended the meeting at which the vote was taken that barred the members of the jury from further service were Justices Clarke and Dowling, Judge McIntyre and Frederick L. O'Brien, Commissioner of Jurors for New York County, Judge Nott and Mayor Hylan, the other members of the board, were not present. The vote of the board means that the members of the jury are to be punished by suspension rather than the dropping of their names from the list.

Justice Weeks Designated.

The Grand Jury under charges was formed after Gov. Alfred E. Smith had issued an order designating Justice Weeks of the Supreme Court as presiding justice of an extraordinary term of the court to follow the disclosure of alleged radical and seditious activities exposed by the Lusk committee during its investigations of conditions in New York county. The jury devoted its time for several months to its investigation of activities of radicals, returning indictments against Benjamin Gitlow, formerly a Socialist Assemblyman, and James Larkin, an Irish labor agitator. During this time the jury was on friendly terms with District Attorney Edward Swann, but these friendly relations were broken off to a large extent when the District Attorney began presenting evidence tending to show collusion between the Interborough Rapid Transit Company and its employees' organization in the matter of the subway strike of that period.

The sessions of the Grand Jury Board are secret. Therefore it is not known what evidence was presented to it. The jurors who are barred are as follows: Raymond F. Almira, architect, 112 East Forty-sixth street; Julius Buchman, 112 East Fifty-third street; Henry Osterweide, retired, Hotel Endicott; Charles Friedenberg, exporter, 17 State street; George Latham, tailor, 42 West 19th street; Arthur C. Meyer, merchant, 25 Madison avenue; Otto S. Wise, manager H. H. Macy & Co., Hotel San Remo; George C. Schaefer, treasurer, 142 East Fifty-ninth street; John J. Cuckey, real estate, 321 Madison avenue; Henry C. Thompson, manager Colonial Bank, 281 Broadway; Henry Meyers, Hamilton Press, 40 Stone street; Walter S. Sullivan, Mutual Life Insurance Company, 45 Cedar street; Ellwood Hendrick, writer, 125 East Fortieth street; Clinton Tyler Brainerd, Harper & Brothers, 327 Pearl street; Benjamin H. Harrison, salesman, 215 Fourth avenue; Isaac Landman, clothing, 54 Third avenue; Charles R. Berwin, hardware, 78 Rende street; Alexander Warendorf, florist, 35 Fifth avenue; Wilson Potter, architect, 24 East Seventeenth street; Lawrence W. Mack, Northwestern Mutual Life Insurance Company, 1 Madison avenue; Herbert G. Einstein, broker, 25 Broadway; Charles H. August, real estate, 50 West Seventy-seventh street, and John W. Price, real estate, 100 East Ninety-sixth street.

ASKS AID FOR ARMENIA.

Near East Secretary Tells Editors of Children's Needs.

Editors of women's magazines and women's pages in daily papers were the guests yesterday of the Near East Relief Committee at a luncheon in the Hotel Pennsylvania, where they were addressed by Charles Vickers, general secretary, and Captain, F. R. U. S., an authority on the political situation in the Near East.

Appealing to the editors for further support in making public the plight of the Armenian child, Mr. Vickers said there is not a quickening of contributions thousands of children must die of starvation this winter. He said the committee had assumed a million dollar debt to provide necessities of life for the 200,000 children under its care.

EX-BARTENDER IS CHAPLAIN.

Evangelist Rehn Gets Post in Raymond Street Jail.

The Rev. Robert Rehn, evangelist and cravat-wearing bartender in "Hell's Kitchen," who last winter advertised for "any kind of a job," even that of a dishwasher, yesterday was appointed Protestant chaplain of the Raymond street jail, Brooklyn.

The evangelist, who was cashier in a restaurant in Jamaica, L. I., a position offered him as a result of his advertising, said last night he will continue as voluntary chaplain of the Brooklyn House of Detention and the New York House of Detention, a service which he has rendered without compensation for several years. The evangelist's salary will be \$1,404 a year.

LOSES 5 OF HIS 300 POUNDS EARLY ON HEALTH VOYAGE

Joseph Schwartz, Pueblo Butcher, Tries the George Washington's Shimmy Machine at Start of Trip and Expects to Return Thin.

Joseph Schwartz, butcher of Pueblo, Colo., was the last cabin passenger to book for the United States Lines steamship George Washington, and he almost filled the width of the gangway with his rolling globularly as he went aboard yesterday. He confided to W. G. Hughes, purser, his only trouble, which he said all the world could see, as it was "just fat," or as Dr. Hlop, the surgeon, put it, "adipose tissue."

The butcher said he had tried all sorts of remedies for corpulence, but that the more he took the fatter he got, and, after getting well over the 200 pound mark, his Pueblo physician told him that what he needed most was a long sea voyage; that his rolls of fat could be taken off by a few thousand miles on the rolling deep.

When the purser's assistant, Reeks, saw the obese butcher he cheered him with the information that the George Washington had a pre-war reputation for reducing fat folks. He agreed with the Colorado physician in recommending the ocean as a remedy, but said the George Washington gymnasium taken on the side helped the Atlantic immensely. "Come with me," the assistant purser, "and in half an hour you will not be so purgy. You should laugh at the joke, as laughing, notwithstanding the apothegm,

"This is one of those remedies which should be well shaken when taken." That's right, smile every little, happy laugh is a fat roll's epitaph! How much did you say you wanted to take off before completing this 6,000 mile round trip? Tell it with your fingers if you can't talk. A hundred pounds? That will be easy, provided you do not drink too much Pilsener beer in Bremen."

After half an hour shimmying the muscles of the abdomen as well as those of the face.

The assistant purser introduced the special butchery to the "shimmy machine" in the gymnasium, called before the war the "vibrator," and reembodying a large hobby horse. The butcher was strapped into the saddle of the shimmy horse, Reeks touched a button and they were "off." Reeks talked while the butcher shook so universally and rapidly that he could not verbally respond.

"This," said the cheerful assistant purser, "is one of those remedies which should be well shaken when taken." That's right, smile every little, happy laugh is a fat roll's epitaph! How much did you say you wanted to take off before completing this 6,000 mile round trip? Tell it with your fingers if you can't talk. A hundred pounds? That will be easy, provided you do not drink too much Pilsener beer in Bremen."

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7 MAN TRANSIT PLAN FEARED BY GARRISON

Like Col. Williams, Hedley and Hedges Receiver Warns of Politics.

REGULATION IS ISSUE

McAneny and O'Ryan Defend Control Scheme as Not Dangerous.

ALL SAFEGUARDS ASSURED

Limitations of Board of Control Are Set Forth by Chairman.

For the fourth time since the opening of its present investigation the Transit Commission yesterday sustained a severe frontal attack on one of the pet features of the plan which it has laid tentatively before the public for the rehabilitation and unification of the city's railway facilities.

This latest assault was delivered by Lindley M. Garrison, Secretary of War in the first Wilson Cabinet, one time judge and since January 1, 1918, re-deliver for the Brooklyn Rapid Transit system. Mr. Garrison trained his guns mainly on the feature of the commission's plan providing for a board of control of seven members, three to be named by the three operating companies, three by the Mayor and they to select the seventh.

It was that feature that was regarded as the most vulnerable point in the project by Frank Hedley, president of the Interborough; Job E. Hedges, receiver of the New York City Rapid Transit Company, and Col. Timothy S. Williams, who until the E. R. T. receivership, had been for two decades at the head of that system.

Like them, Judge Garrison contended that in setting up a board of control such as this the commission was creating an agency which inevitably would lend itself to the ends of partisan politics of the most objectionable type. It is a notable fact that as yet not one of the high representatives of transit companies publicly interrogated has failed to criticize and condemn this aspect of the plan.

Sympathies With Plan.
The former cabinet officer was invited by Clarence J. Shearn, special counsel to the commission, to express his views freely. Generally speaking, Mr. Garrison said, he was in hearty sympathy with the commission's theory and purpose, but he did not like some of the details of its printed plan. He continued:

"I feel that unless the purpose of the commission is—and I am almost positive it is not—to have all the effects of municipal operation while the roads, excepting the subway tubes, still are privately owned, you will have to revise the board of control as you have provided for it. Universal experience in every part of our Government is that just as soon as you have any sort of political management patronage is an essential part of it."

"And it is no discreditable thing to say that for many years as far back as my memory goes—there never has been a President of the United States who has not been suspected, and I imagine to some extent at least, properly represented by the Department of State, Treasury, War, Justice, Post Office, Navy, Interior, Agriculture, Commerce and Labor."

Mr. Berkman Winthrop, chairman of the membership committee of the Federation, announced yesterday that several thousand membership invitations will be issued this week to public spirit. Membership in the Federation includes admission to the lectures, educational and social side of life this winter.

DECLINES TO INTERVENE IN TRANSIT HEARINGS
The Merchants Association wrote to Samuel Untermyer yesterday, saying it had decided to decline his suggestion to cooperate with the City Club and the Citizens Union in intervening in behalf of the public in the hearings before the Transit commission and cross examining witnesses. The association says full opportunity is presented at the hearings for the presentation of criticism and suggestions by the public and it believes it would be inopportune to adopt his suggestion.

"The present plans are merely tentative," the letter says. "We feel it proper to await full development by the commission of a formal plan and thereafter to determine our attitude toward such plan with reference to our opinion of its merits."

This decision, the letter says, was reached by consultation between the executive committee and the committee on public utilities.

MMANUS TO BE TRIED FOR BEATING WOMAN
He Should Be in Jail, Says Lewis, Assailing Accused.

District Attorney Lewis declared yesterday that Philip McManus of 582 Sixth avenue, Brooklyn, who was a central figure in the controversy that arose before election between Street Cleaning Commissioner John P. Leo and Deputy Commissioner Michael Laura, had been guilty of one of the most vicious attacks on a woman that had come to his attention. McManus was held in \$10,000 bail by County Judge Martin on an indictment charging assault.

"He should be in jail," remarked the District Attorney. "I will see he gets a speedy trial."

It is charged McManus held Mrs. Lydia Robinson's head and was punching her when a policeman interfered.

Chairman McAneny and Gen. O'Ryan went to the defence of the plan. The purpose was, they said, to have the board of control should have nothing to do with road operation. The witness cited the printed pamphlet as indicating the contrary. Quoting from page 29 of the booklet regarding "control over expendi-

ture by the board of control" Mr. Garrison said:

"I say that can have only one meaning, namely, Mr. Operator, or the three operators, if you like, go to the three members of the board of control and they say: 'How much are you going to let us have for operating expenses?' They control that. It says so here in so many words."

"You are right, I think," said Mr. Shearn. "In stating it is not made certain by the plan what limitations are placed on the board of control. That board is expected to buy the coal; there is no doubt about that. The commission expects to write the limitations into the contract and is asking suggestions to that end."

Chairman McAneny, addressing the witness, said:

"Judge, we do not mind letting you in a step further into our conclusions. Our idea is that the operating companies shall have all the present functions of operating companies except that when they have paid the costs of operation and established their operating reserves, they shall pay over to the board of control the surplus remaining; that surplus shall be well shared when taken."

"You are creating a well reserved purchasing power in the purchase of commodities of large importance where better prices can be secured through the use of a central agency."

"For Regulation Only."
"My reflections," replied Mr. Garrison, "can be all summed up in this: Unless you gentlemen are going to invite an inevitable tendency to have these roads used to do just what you want of patronage for whatever political party happens to be in office, you have not got to further than the chairman has suggested. You have got to possess your board of control to supervision and regulation. I have long since passed the point where I have any doubts about who controls one's actions. If you tell me who controls the course of a string, I have never yet found where a man controlled the purse strings that he did not control the action."

"You are creating a human agency here," went on the witness, "the inevitable tendency of which is as certain as the tendency in twenty-four hours for the night to follow the day. You are creating, to begin with, an absolutely anomalous body. It is not a public body; the public does not control it. It is not a private body, because a private agency does not appoint and control it. Unless you radically change it and go even further than the chairman has suggested, you are going to write into a contract to endure thirty-five years something you will find very troublesome."

"Unless you define and cut out all control features over operation you are going to write in a body with which, as long as politics controls human beings—and I think it is during their lives—you are going to have trouble unless you are going frankly to go ahead and say, 'Well, we are going to have municipal ownership.'"

"I think we appreciate that," said Chairman McAneny. "All the safeguards that ought to be placed about the plan will appear."

"This is a public service and a lot of public money is invested here," continued the E. R. T. receiver. "It is proper that the public should choose, at the instance of officials appointed by the city, a body to supervise and regulate and absolute regulatory power, and there I would stop short, because I think that is what they are entitled to and that is what will protect them."

"It did arouse my particular response in my mind when Col. Williams yesterday spoke of the possibilities of corruption. In the last twenty-five or thirty years, during the administration of the city, the city has had a record of graft and loot and corruption are such rare examples we don't figure on them."

"But this situation has not altered that fact. The political administration from the national one down to the little township in the smallest locality in the country, does use its political patronage for party purposes, and always will, just so long as you have a control board that has anything to do with operations you will find the party in power practically operating that road through its henchmen and followers."

Against Interference.
Mr. Shearn inquired whether Mr. Garrison would advise placing in the boards of directors of the proposed three operating companies men nominated by the Mayor or the Board of Estimate.

"No, I would not, for two reasons," replied Judge Garrison. "For many years, you know, the Government had placed in there who is an active politician and a hustler who utilizes his position for his political party, or more often, you just get a man who merely holds a name. I don't know anything about operating a railroad and I won't do anything," he says. So all he does is to sit and draw his salary. Each man is equally undesirable."

One of the features developed was that a profit of more than \$900,000 a year accrues to the Brooklyn Rapid Transit roads from their car advertising cards. Mr. Garrison testified that Joseph P. Day, who is the head of this advertising organization, receives a salary of \$25,000 a year, and also a bonus of 1½ per cent. net on new business which made his income in all about \$25,000 a year. The bonus before the receivership had been 5 per cent, the witness said.

"If you paid him 5 per cent, that must have shown his annual compensation up to around \$70,000 or \$80,000," said Commissioner Harkness, who had been doing some figuring.

"It showed it up to a very respectable figure," replied Mr. Garrison; "much more than I was willing to pay."

LEAGUE OF NATIONS
Brazil sends us the coffee that stimulates the mind and banishes fatigue;

China, the tea that soothes the aching nerves and drives away dull care;

Ecuador, the chocolate that nourishes the body and warms the cockles of the heart.

A veritable league of nations to fill the cups that cheer, but not inebriate!

A league most heartily endorsed by those who drink of CHILDS.

McAneny and O'Ryan in Defence.

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WHITTLESEY NOTES ONLY SAY 'GOOD-BY'

9 Letters Left by Hero Found to Give No Motive for Vanishing at Sea.

WAR MEMORIES BLAMED

'He Was Battle Casualty,' Is Explanation of Four Friends Who Got Missives.

No explanation of his action was made by Col. Charles W. Whittlesey in the nine letters which he wrote to friends and relatives before leaping into the sea from the steamship Toloa.

According to those who received the letters, they were simply personal farewell messages. John B. Pruyn, former law partner of the leader of the Lost Battalion and executor of his will, issued yesterday a statement signed by himself and three other friends, who received letters. This was:

"We have each received a letter addressed to us by the late Lieut.-Col. Charles W. Whittlesey. The letters contain only personal farewells, and in no instance attempt to explain the reason for his departure. Their contents can be of no interest to the public."

"In the light of our intimate relations with him we are convinced that the theory voiced by the press as to the cause of his death is correct. He was a battle casualty."

The signers in addition to Mr. Pruyn were Robert Forsyth Little of the law firm of White & Case, with which Col. Whittlesey was connected; George G. McMurtry of 120 Broadway, who was a Captain under Whittlesey at the state in the Arzonne, and Herman Livingston Jr., of 15 East Tenth street, a college chor.

Members of the family who received letters were Mr. and Mrs. Frank R. Whittlesey of 38 Pomeroy road, Plattsfield, his parents; Melzar W. Whittlesey, a brother, of 42 East Seventy-eighth street; John Whittlesey, another brother, of 136 East Forty-fourth street; and a cousin, Granville Whittlesey of New York and West Redding, Conn.

The delay in the delivery of the letters was due to the fact that they were turned over by the captain of the Toloa to the American Charge at Havana, who forwarded them in an official pouch of the State Department. They were sent to L. F. Roosa, State Department agent in New York, for delivery.

BLAST IN TENEMENT; FIND SIGNS OF STILL
Police See Bits of Metal and Prune Juice in Wreckage.

An explosion that drove thirty-two families to the street, wrecked numerous windows, knocked plaster from several ceilings and brought a clatter of fire engines, ambulances and patrol wagons to the neighborhood, occurred yesterday on the top floor of a five story brick tenement at 522 East Houston street. No one was injured.

The police investigated the apartment of Louis Reiss, who was not at home, and found, they say, bits of shattered glass, pieces of copper tubing and other bits of metal and a considerable lot of prune juice, prune skins and prune pits scattered about the kitchen.

In the meantime rumors that a bomb had exploded in the tenement circulated freely and the police had a half hour's work getting the crowd to go home.

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URGES "BANK OF NATIONS."
MINNEAPOLIS, Minn., Dec. 8.—Establishment of a "bank of nations," as material aid in the revival of international commerce was urged by United States Senator M. Hitchcock of Nebraska in an address to-day at a convocation at the University of Minnesota.

CHURCHMAN IS ACCUSED.
SALEM, Mass., Dec. 8.—Harold S. Martin, former treasurer of the Mission of Christ Church (Episcopal), in